ESTABLISHED JUNE 19, 1871.

OMAHA, TUESDAY MORNING, SEPTEMBER 26, 1905-TEN PAGES.

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Text of the Agreement Between Norway and Sweden is Made Public.

COMPULSORY ARBITRATION FOR TEN YEARS

All Disputes Except Vital Matters to Be Decided by The Hague Court.

REGULATIONS FOR TRAFFIC BETWEEN THEM &

Use of Reindeer Pastures and Common Waterway Also Provided For.

NEUTRAL ZONE BETWEEN THE NATIONS

Norwegians May Maintain Historic Forts, but They Are Not to Be Garrisoned Nor New Ones Built.

by the Norwegian-Swedish delegates apratified by the two parliaments consists of five main articles and thirty-five sub- inquired of the hotel manager what caused clauses. The first article deals with arbitration; the second with the neutral sone and the demolition of the fortifications; the third the reindeer pastures, etc.; the fourth with intertraffice, and the fifth with common waterways. The agreement provides for the compulsory arbitration except matters of vital interest, for the period of a decade, with extensions for other periods of ten years, unless prenotice is given of an intention to

The treaty provides for a zone on either side of the frontier which shall forever be neutral and for the demolition of the that as a patriotic citizen his duty was to fortress within that ozone with the exception of the old portions of the fortifications at Fredricksten, Gylnenloeve and Overbjerg, which may remain, but which are not to be used as fortifications. A headquarters staff and garrison may be maintained at Fredricksten to the same extent as prior to the erection of the new fortifications. No extension of the Kongsvinger group of fortifications will be permitted nor of the new forts erected within ten kilometers of the old fortress of Kongsvinger.

Terms of Agreement.

Article i, relating to arbitration, is subdivided into eight clauses, as follows: A-The two countries undertake to sub-mit all matters of dispute to The Hague arbitration court which do not affect the independence, integrity or vital interests

C.—Disputes in regard to the interpreta-on of the method of carrying out the greenents to be arrived at in connection

with the dissolution of the union shall not, however, he submitted to The Hague court. D. E. F and G.—Provides for the constitution of the court in accordance with the rules of The Hague convention, the exchanges of documents and who are qualified to act as arbitrators, etc.

H.—This agreement is to remain in general force for a decade from the date of its signature. It may be extended for a similar period, if it is not denounced by either party at least two years before the expiration of the term of ten years.

Neutral Zone. Article ii. dealing with the neutral zone

is subdivided into nine clauses: A—In order to secure peace between the two countries a zone is to be provided on each side of the frontier which shall forever be neutral and must not be used by either country for war purposes, nor can there be stationed or gathered within the zone armed military forces except as provided in clause "F," and such as are necessary to maintain order or to cope with accidents.

This zone shall be fifteen kilometers wide on both sides of the southern portion of the frontier of the two countries. Islands and skerries shall be included in this zone, but portions of the sea itself with the bays within the neutral line shall not be onsidered as within the zone.
If either country construccountry constructs railroads If either country constructs railroads through the zone, troops may be transported and people living within the zone may be collected there for military duty, but must be immediately be transported away. Fortifications, war ports or depots for the army or navy must not be maintained nor new ones established within the zone. This agreement is suspended in case the two countries assist each other in a war

This agreement is suspended in case the two countries assist each other in a war against a common enemy and also if either goes to war with a third power.

B—Therefore the fortifications now existing within the above neutral zone shall be demolished, viz., the Norwegian groups of fortifications at Fredricksten, with Gyldenloeve, Overbjerget and Weden and Hjelmolenoerje, with Kroksund and Dingstrud.

Old Fort Remains.

C-The above mentioned fortifications shall be denolished as such. The old fortifications at Fredricksten, Gyldenloeve and Overbjerget may remain, but not as fortifications. Concerning the modern arrangement of the last three and concerning the action to be taken in regard to the other fortifications, more explicit agreements are related in a separate treaty of equal force with this.

D-The measures mentioned in clause of this treaty becoming effective. Provided that the above measures shall be carried out under the supervision of a

vided that the above measures shall be carried out under the supervision of a commission composed of three officers of foreign nationality, neither Swedish nor Norwegian, each country choosing one, the third to be selected by those two, or in case of a disagreement, by the president of Switzerland. More explicit rules concerning the control are to be contained in the aforementioned great a treat aforementioned separate treaty in the aforementioned separate treaty, F-Fredrickster may remain the head-quarters of the staff of the district and a riace of garrison and site of the non-commissioned officers academy to the same extent as before the occupation of the new fortifications. The Konsvingers group of fortifications may not be extended either as regards the erection of armaments of the garrison which latter hitherto has not exceeded 300 men, not counting conscripts holding their yearly exercises.

Effective Immediately.

In consequence of the above agreements fortifications may not be erected within ten kilometres of the old fortress of

Konsvingers. The succeeding clauses provide that in case of disagreements as to the meaning o this clause which diplomacy may be unable to solve they shall be submitted to an arbitration tribunal of three members chosen in accordance with The Hague convention. The last clause reads:

This agreement becomes effective immediately. It cannot be broken by only one party to the agreement. Article iii refers to reindeer pastures,

etc., as follows: A-For humanitarian reasons, both cor A - For numanitarian issuents, both countries agree to grant each country's nomadic Laplanders privileges contained in
the amendment of 1833 to the treaty of 1751
which amendment neither country shall
demand to be cancelled without the conent of the other.

B - Enumerates the condition under which
Laplanders may pasture reinders in Non-

Laplanders may pasture reindeer in Nor-way until the end of the year 1917. C-In ample time before the end of 1917

Continued on Second Page.

TERMSOFTHETREATY WITTE VISITS IN BERLIN

Von Buelow and Guest of Diplomats.

BERLIN, Sept. 35.-Chancellor von Bueme to Rerlin from Baden this mornd received M. Witte. They talked than an hour. The Russian stateslunched with Baron von Richtofen, ary of foreign affairs, the Russian a d'affaires. M. Boulatzel, also being nt. M. Witte and Baron von Richtafterwards conferred for some time had exchanged calls yesterday

nong those who saw M. Witte at his il, was Ernest von Menelssohn-Baridy, whose house has been Russia's iker here for a century. Herr Mendelsohn called as a friend and there is no reaso nto suppose that the question of a loan was ever mentioned. Arthur Fischel, a partner in the house, saw M. Witte in Paris and it was reported that a loan was dis-

such was not the case. M. Witte's comings and goings are watched for at his hotel so continuously that he used a private entrance on a back STOCKHOLM, Sept. 25 .- The Associated street today. When he arrived at the rail-Press succeeded in securing the text of way station yesterday M. Witte said to the protocol signed at Karistad Saturday the members of the Russian embassy staff who met him that he preferred to walk to pointed to arrange the terms for the dis- his hotel. A great crowd had assembled solution of the union of Norway and in front of the hotel expecting to see him Sweden subject to the ratification of the arrive in a carriage, and he and his party Rikedag and Storthing. The historic made their way quietly through the crowded document which will become a treaty when Unter den Linden and into the hotel without their presence being noted. M. Witte

> the crowd. "The people are waiting to see your excellency," the manager replied.

"Then let me get to my rooms as quickly as possible," said M. Witte. The future of M. Witte is the subject of much talk among his friends, to whom he before The Hague court of all disputes says he intends after having aided in the settlement of the questions immediately concerned with the peace negotiations to ask Emperor Nicholas' leave to retire from public service. What the Russian emperor's reply will be no one of course knows, but one of M. Witte's friends said to him that Emperor Nicholas would probably say remain in public life and give the country the benefit of his prestige abroad.

> CENSURE FOR THE KING Executive Committee of Hungarian Conlition Passes Resolutions Against Ruler.

BUDAPEST, Hungary, Sept. 25.-The executive committee of the coalition parties summoned to discuss the situation arising from the ultimatum presented to the Hungarian leaders by the king-emperor has passed what amounts to a severe vote of censure of his majesty and his advisers. The committee in the resolution expresses

the deepest regret that the king-emperor did not listen to the statesmen summoned B—In event of a difference of opinion between the two countries as to whether a given question touches the vital interests of one of them, the matter shall be submitted to the arbitration tribunal for detailed.

The committe further indignantly censures those who advised his majesty to take such a course and approves the action of fever infection at Hamburg is spreading had paid any claims for dumages or retiate with Count Golouchowski and in declining the memorandum presented by the king-emperor as a violation of the constitution and unsuitable for the settlement of the present constitutional conflict.

The executive committee of the coalition parties in the Hungarian Diet decided today to summon a general conference of all the parties forming the coalition October 3, for the purpose of arriving at a common agreement on the answer to be made to the conditions imposed by the king-emperor. The committee also decided to invite to the conference all deputies outside the coalition who desire to participate in the defense of the constitution.

About 1,000 persons gathered outside the Independence club tonight and gave a great ovation to the coalition leaders. Francis Kossuth and Count Albert Apponyi made speeches, in which they exhorted the people to be prudent, impressing upon them that the struggle must be fought the limits of the law. The socialists attempted to interrupt the speakers and made a free fight, which necessitated the interference of the police.

AWAITS THE UNITED STATES France Will Not Proceed Against Venezuela Until Judge Calhons Makes Report.

PARIS. Sept. 25 .- The officials here believe that developments in the Venezuelan situation await the arrival of Judge W. J. Calhoun, United States special commissioner, and Ambassador Jusserand, at vestors were present at the sale. C. F. Washington.

The Foreign office has been advised that Judge Calhoun and M. Taigny have gone over the case of the French Cable company and the officials here are not disposed to proceed against Venezuela or any southern republic until after the fullest conference with the United States. owing to the privileged position of the United States toward South and Central America. At the same time it is held that this privileged position entails the cooperation of the United States toward reuiring Venezuela to observe the usual obligations to other powers.

PEOPLE RETURNING TO TOWN Since Peace is Declared Vladivostok is Resuming Its Former Business Activity.

VLADIVOSTOK, Sept. S .- The old time business activity of this city has been Judges at Denver Order Sheriff and rapidly returning since the proclamation of peace. The inhabitants who left here dur ing the troubleous times, are returning ommercial and industrial life is resuming and foreign steamers and sailing vessels with freight are already arriving. Fortyfive foreign steamers are expected from

Hong Kong and Shanghat soon. * The municipal, authorities have received nquiries from thirty American firms conacquirement of business quarters at Vladivostok. Japanese firms were closed today by the proprietors, mak- it and the third car hit the second, cre are also coming in and are preparing to ease ground on which to erect buildings. of police to take any action. Russians also are organizing companies to deal in far eastern products.

Spain Wants Wider Peace Zone. MADRIT, Sept. 15. General Bernal, com nander of the Spanish garrison at Ceuta. Morocco, has conferred with the ministers here concerning the neutral zone sepmenting Ceuta and Morocco proper. It is the intenion of Spain to ask for an extension of the

Tokio Paper Resumes. TOKIO, Sept. 36.- The decree of suspen sion issued fifteen days ago against the removed this morning.

Complete Returns Show Overwhelming Majorities for the Party in Power.

INSURES PRESIDENT PALMA'S RE-ELECTION

Secretary to Governor Gomes, Liberal Candidate for President, Arrested on Charge of Sedition.

HAVANA, Sept. 25.-Complete returns from the entire island, which have been delayed owing to the bad condition of the telegraph service, show that in the elections Saturday last for members of the election boards, the supporters of the government were victorious in every province not having lost one important place. The victory was so complete that it is now generally admitted to mean the re-eleccussed, but it was definitely stated that tion in December of President Palma and the election of the vice presidential candidate, Mendez Capote, the leader of the moderate party.

> Gomez, the liberal candidate for the president, was arrested today, charged with editious and revolutionary utterances. This makes the sixth charge now pending against him, the others including participation in the burning of the city hall at Vueltas Colonel Ferrara is an Italian, but he is a veteran of the last Cuban war and one of the most prominent lawyers in Havana. Today's mail brought to the liberals the first report from their adherents in Cienfuegos of the riots there Friday last which in the killing or Congressman resulted Villuendas and Chief of Police Enrique Hance. This report differs very little from

Colonel Ferrara, secretary of Governor

turbances. Additional reports from Cienfuegos re ceived by the government say that the chief leaders in the alleged dynamite plot were two Italian anarchists named Humberto Bruni Bove and Julio Grau, who have been making seditious speeches there and elsewhere for some time.

former accounts, except that it lays on the

moderates the blame for starting the dis

Order continues to prevail throughout the Island.

FEVER FIGHTERS ENCOURAGED

Number of Deaths and New Cases Reported at New Orleans Comparatively Light for Monday.

NEW ORLEANS, Sept. 35.-Report of yellow fever situation to 6 p. m. Monday: Total to Deaths Total New foci under treatment..... Caces under Discharged

on the date scheduled for the visit of Presi- you won't. I won't pay that.' Then you dent Roosevelt was found by the authorities say: 'Well, what will you pay for in today's report, which was exceedingly He then replies: 'I can get it for 16 encouraging in the matter of new cases cents.' So you haul it for 16 cents per after the low report for Sunday, and also 100. He generally tells you that if you comparatively light type.

rapidly, nine new cases, four suspicious bates since the Grossoup injunction. cases and one death being reported today The summary from other infected points

Natchez, three new cases, one new foci. Vicksburg, one new case Vicksburg, one new case, Guifport, four new cases. Roxie, one new case, one death. Mississippi City, one new case.

PENSACOLA, Fig., Sept. 25.-Twenty-five new cases of yellow fever were reported by physicians to the state health officer for the twenty-four hours ending at 6 o'clock tonight. This makes thirty-four cases for Sunday and Monday. One death was reported today. The situation tonight is rather discouraging as the cases are scattered all over the city and all hope of checking the disease before the appearance of frost is practically abandoned

BIGELOW ASSETS ARE SOLD Stocks and Bonds of Milwankee Defaulter Bring Thirty Per Cent of Appraised Valuation.

MILWAUKEE, Sept. 25 .- A large part of the remaining assets of the estate of Frank G. Bigelow, the defaulting bank president, were disposed of at public auction today to the highest bidders by the Wisconsin Trust company, trustee. The assets, which consist of stocks and bonds in mining and industrial companies, brought approximately about 30 per cent of their appraised value. With about three-fourths of the to Mitchell. list disposed of today approximately \$156,000 was realized.

The remaining portion of the assets will be sold temorrow. Many out-of-town in-Pfister was the heaviest buyer at today's

AMONG FIREWORKS Explosion Destroys Factory in Green Point, N. Y., Killing a Boy and Injuring Four Persons.

NEW YORK, Sept. 25.-By the explosion of a large quantity of powder the fireworks factory of Joseph Speizo, in Green 16-year-old son, Antonio, was instantly thing wrong. killed and his wife and two younger boys and workmen were seriously injured. The explosion shook buildings within a radius of a mile. For a time it was thought that many persons had been killed. What caused the explosion could not be learned.

CRUSADE AGAINST GAMBLERS Chief of Police to Close Gaming Places.

T. Johnson and Booth M. Malone of the cars loaded with spectators and players Police Michael A. Delaney to enforce the jured, several seriously. A half dozen ing it unnecessary for the sheriff or chief ating a panic among the passengers.

JEROME BEGINS CAMPAIGN District Attorney of New York Opens Headquarters in the Gilsey House.

tion were received during the evening.

MODERATES WIN IN CUBA CAPTAIN CARTER IN CHICAGO WRECK ON PENNSYLVANIA

Former Army Officer Testifies in Suit Filed by Government to Recover Embersied Funds.

CHICAGO, Sept. 25.-Oberlin M. Carter, who was released from the Leavenworth penitentiary some time ago, after having served five years' sentence on a charge of having embeggled several hundred thousand dollars from the United States government through construction contracts, returned to Chicago today and was examined before Special Examiner Richard Wyman, The former army officer has completed his sentence and is now spending his time and money in fighting the government in its Ga. The matter now in question is in connection with civil suits filed in the United States circuit court against Carter and some of his relatives for the recovery of the The entire case has been referred to Special Master Wyman to take testimony and report.

Carter has aged considerably, but he withstood a rigid cross-examination in an apparently fearless manner. During today's examination an effort was made to show that previous to the real conspiracy Benjamin Green and John F. Gaynor, the contractors alleged to have been implicated with Carter in defrauding the government, had loaned Carter money and placed him in a position so that when he was made engineer in charge and had the letting of contracts they might have a claim upon

Carter declared that he never borrowed oney from Green or Gaynor, but that he had written them concerning his investments so that they could also invest. The examination will be taken up again tomor-

STICKNEY BLAMES PACKERS Says They Force Railroads to Take Freight Business at Reduced Rates.

CHICAGO, Sept. 25 .- "The packers fix the rate," declared A. B. Stickney, president of the Chicago Great Western Railroad company, testifying for the defense before the Interstate Commerce commission today regarding freight rates on live stock and live stock products from the Missouri river to Chicago. In answer to a question as to how the charges were made President Stickney replied:

"In fixing the rate of dressed meat we do not have very much to say. The packer generally makes the rate. He comes 2,868 to you and always makes you feel that he is your friend. Then he asks you how .. 370 much you charge for certain shipments of dressed meats. The published tariff may be 282 desired means the published that hay be Reason for continued hopefulness that that. You say to him: 'I will carry your vellow fever will be practically a memory meat for 18 cents. He says: 'Oh, no. ndicated that the fever now prevailing is a want the business you must haul the creat for the price he names." JACKSON, Miss., Sept. 25.-The yellow President Stickney denied that his road

> MITCHELL CORN PALACE OPENS Four Thousand People Attend the Imposing Dedicatory

> > Exercises.

MITCHELL, S. D., Sept. 25 .- (Special Telegram.)-Before 4,000 people this afternoon Mitchell's seventh corn palace was opened and the new building, which was just completed, was dedicated with imposing ceremonies. The building presented a magnificent appearance, with the exterior covered with handsome and intricate designs of corn, grain and grasses, and far surpassed sny of the previous buildings. The nvocation was delivered by Dr. Thomas Nicholson and the address of welcome was made by Mayor George A. Silaby. Governor Samuel H. Elrod delivered the dedicatory address. On the stage were Congressman Burke, Hon. F. M. Crane, Hon. O. L. Branson, Hon. H. C. Preston and Chairman Dundas.

The afternoon concert was given by the Banda Rosa, which will play every afternoon and evening, "The Resurrection of Christ" being presented at each perform ance. It made a fine impression on the people this afternoon. Good weather prevalled today, except for a high wind, and with favorable weather the rest of the week immense throngs of people will come

DIRECTORS FAIL TO ANSWER Only One Equitable Official Files Reply to Suit of Attorney General to Recover Funds Wasted.

NEW YORK, Sept. M.-State Attorney General Mayer stated today that he had received but one individual answer from the directors of the Equitable Life Assurance society in the suits he has brought ductor of the accommodation, was inagainst the society and its directors for an ccounting of the society's funds. This director, who answered, took the ground that whatever wrong doing there might have been on the part of other Point, was totally destroyed today. Speizo's directors, he at least was ignorant of any

Attorney General Mayer has extended the time in which the directors may answer the suits against them to October

BASE BALL FANS IN WRECK Three Trolley Cars Loaded with Players and Speciators Collide in Newark, Ohio.

NEWARK, O., Sept. 25 .- While returning from the ball game at Idlewild park, played by Newark and the Columbus American DENVER. Colo., Sept. 3.-Judges Frank association team, this evening three street district court issued orders today requir- were in collision on West Church street ing Sheriff Alexander Nisbel and Chief of at Tenth street. Eleven people were inlaws against gambling in the city and cars were running close together. One county of Denver. All gambling houses stopped and the car behind crashed against

EMIGRANTS FOR CANADA Salvation Army Charters Three Steamers to Carry Large Parties from Great Britain.

NEW YORK, Sept 28.-District Attorney the Salvation Army, in a lengthy article Jerome inaugurated his independent cam- published this morning dealing with the paign for re-election by opening headquar- situation arising from the great number City and Warren. Pa. They allege that ters in the Gilsey house tonight. A dele- of persons out of employment in England, the rate on carloads of oil unjustly favor gation from the Hamilton club assured Mr. announces that he has chartered three Jerome of the support of the club and steamers which in the spring will sail for ton, Missouri Pacific, Rock Island, Lowa publication of the newspaper, Asahi, was about 200 signatures to his nominating peti- Canadian ports with emigrants, all of Central. Milwaukee and Union Pacific whom are guaranteed employment.

Five Men Killed in Rear-End Collision Near Philadelphia.

ormer captain in the United States army, LOCAL PASSENGER STRIKES EXPRESS

Twenty Persons Injured, Some o Them Seriously-Private Car and Day Coach Telescoped.

PHILADELPHIA, Sept. 25 .- A rear end collision today between the eastbound New County Board Asks World Publishing York limited express from St. Louis and a efforts to recover funds and property al- local passenger train which was standing leged to have been embessled by Carter at the Paoli station of the Pennsylvania while government engineer at Savannah, railroad, nineteen miles west of this city. resulted in the death of five men and the injuring of more than twenty others. The dead are:

FRANK A. BRASTOW, of Haverford, general agent of the Safety Car Heating and Lighting company.
GEORGE M. PENNYPACKER, Phila-

S. S. WALTON, Altoons, Pa.
RICHARD Y. GARLAND, Narbeth.
CARL DUNHAUER, Philadelphia. Among the injured are the following: Miss E. K. Spangler, Merchantville, N. J. : hurt.
Milentz, St. Louis; back injured.
hn Ford, dining car cook; back hurt.
rs. Lamote, St. Louis; car cut and shock
O. Denoist, 8-year-old boy, St. Louis;

D. E. Belt, Dayton, O.; head cut. F. A. Flaline, dining car conductor; head D. M. Perrin, Philadelphia, master me-chanic in railroad shop; two ribs broken.

and not at the stationary rate for publishing legal notices, and,

Whereas, The World Publishing company, has rendered a bill and received payment thereon in the sum of \$5.83.46 including interest for publishing the second notice of scavenger law sales, said bill being over-charged, according to Judge Redick's ruling, a sum approximately \$1.500; be it Resolved. That the county attorney be instructed to take all steps necessary to recover for the county the amount overpaid the said World Publishing company in excess of the valid claim. F. Elliott, Philadelphia; face cut and broken All those who met death were in the private car of General Manager Atterbery. which was attached to the rear of the local train. Mr. Atterbery is on his vacation in Maine."

In the car at the time of the collision STRIKE IS ON AT ROCHESTER were about a dozen men who had been Men in Composing Room and Job engaged in overhauling the car. Those who were not killed were injured. The force of the collision was so great that the engine of the limited ploughed ten feet into the car, and the latter was forced half way through the day coach shead. At the time of the accident there was less than half a dozen passengers on the train, who were in the forward cars. The engineer and fireman of the col-

liding train were not hurt, but a number of passengers were injured. The injured were placed in the forward car of the local train, which was run into this city. It stopped at Bryn Mawr, where half a dozen were taken to the

Bryn Mawr hospital, and the others were brought here. Four of those who lost their lives were killed almost instantly.

WARRANTS FOR CONTRACTORS Eleven New York Men Are Charged with Conspiracy to Import Laborers Illegally.

NEW YORK, Sept. 25.-United States Marshal Henkel today admitted that warrants for the arrest of James Lantry, Charles E. Lawton, Arthur T. Mart, Elmer Alexander, Bernard D. Traitel, Edwin C. Charles Bogert, contractors, charged with conspiracy in importing English tile setters under contract, had been placed in his hands for execution by United States Commissioner Ridgeway.

It was the marshal's intention to arrest the eleven men as rapidly as they could be found, but Assistant United States District Attorneys Houghton and Byrne, who prepared the government case, informed him that they had been in consultation with the counsel of the eleven accused men. some of whom are out of town, and had arranged to have them come in within the next day or two and personally surrender themselves and furnish ball as the government might require for their appearance for preliminary examination. Should any of them fall to appear they will then be formally taken into custody. It is expected that the defendants will get together tomorrow or Wednesday and accompanied by counsel surrender themselves in a body.

WRECK ON GRADE CROSSING One Man Killed and Twenty-Nine Persons Injured in Smashup Near Birmingham, Ala. a section of the rear walls.

BIRMINGHAM, Sept. 25.-One man was killed and twenty-seven more or less injured in a collision between a northbound freight train on the Alabama Great Southern and Blockton accommodation on the Birmingham Mineral railroad at Woodstock Crossing, twenty-nine miles south of here, about 4 o'clock this afternoon, There was a misunderstanding as to which had the right-of-way over the crossing and the engine of the freight train crashed into the two rear coaches of the passenger train, badly damaging them both, and it is regarded as miraculous that more people were not killed.

H. H. Harbury of Birmingham, the constaptly killed. Of the passengers injured sixteen were

BARON KANEKO IS RECALLED Confidential Agent of the Mikedo Will Return to Japan with Baron Komura.

white and eleven negroes.

NEW YORK, Sept. 25.-Baron Kaneko, who has been in this country as confidential agent of the emperor of Japan, has been recalled. He will return to Japan with Baron Komura, one of the peace envoys, the party starting on Wednesday and going by way of Vancouver and saffing on the Empress of India October 2. "I have been in this country nineteer months, during the most critical time in the history of Japan," said Baron Kaneko tonight. "I have been received in every quarter in the most friendly manner Americans have shown a Reen interest in

COMPLAIN AGAINST OIL RATES Marshalltown Refipery Alleges that Railroads Are Discriminating in Payor of Standard Company.

my country and its affairs."

WASHINGTON, Sept. 28.-Complaint was filed with the Interstate Commerce York commission today by the Marshall Oil company of Marshalltown, Ia., protesting LONDON, Sept. 25.—General Booth of against existing freight rates on oil shipped in less than ear lots.

The complainants own refineries at Oil the Standard Oil company. The Burling-I rallroads are the defendants,

NEBRASKA WEATHER FORECAST BANK CLOSES DOORS Showers and Cooler Tuesday. Wed-nesday Fair.

1 p m St

3 p. m 84

7 p. m.....

p. m..... 80

9 p. m 74

Temperature at Omaha Yesterday:

Deg. Hour.

Company to Make Restitution

of Overcharge.

The World-Herald has been asked by the

Board of County Commissioners to pay

back to the county \$3,500, as the computed

of scavenger law sales. The county at

torney is instructed to bring suit for the

amount. The resolution was introduced by

sioner Hofeldt voted against it. It reads

Whereas, An appeal from the action of this board in a claim in which the World Publishing company was protestant, a ruling has been made by Judge Redick that charges for publication of scavenger law notices should, in the absence of contract, be charged at the rate prescribed for the publication of the delinquent tax lists and not at the stationary rate for publishing lessal notices, and

Office of Post-Express

Go Out.

out the regular editions.

Commissioner Bruning and only Commis

vercharge for publishing the second notice

5 a. m 63

7 a. m 62

8 a. m..... 65

11 a. m 77

160 m.......

n. m..... 69

m..... 62

State Institution at Kansas City Goes Into

CONCERN UNPROSPEROUS FOR SOME TIME

Large Advances to Insolvent Salmon Bank

WILL HITCHCOCK PUT IT BACK? STEADY RUN FOR SEVERAL WEEKS

Trust Company Takes Over All Assets of

DEPOSITORS TO BE PAID ON DEMAND

Caused Trouble New Said to He of the Highest Grade.

KANSAS CITY, Sept. M.-The Kansas City State bank, Wiley O. Cox, president, failed to open its doors today, having gone into voluntary liquidation. The bank had loaned \$168,000 to the bank of Salmon & Salmon at Clinton, Mo., which failed last July, catching depositors for several hun-

The Kansas City State bank was organized in 1888 and had a capital of \$200,000. 000; deposits, \$4,750,000; surplus, \$14,000. The following notice was posted on the

This bank has gone into voluntary liquidation through the Fidelity Trust company. Checks drawn against the bank will be paid on presentation by the Fidelity Trust company at Ninth and Walnut streets.

WILEY O. COX, President.

the strongest banking institutions in the Bouthwest. The Kansas City State bank holds \$567,000

eral strike in the composing and jobbing Wiley O. Cox, president of the Kansas departments of the Post-Express news- City State bank, is one of the oldest and paper was declared today and most of best known men in Missouri. He has the men responded to the call of the lived in Missouri since 1868. In 1872 he was union. The strike on the part of the com- a clerk in the First National bank at posing room men is sympathetic, inasmuch Springfield, Mo., coming to Kansas City in as their demand for an eight-hour day and 1881. From 1884 to 1888 he was engaged in increase in wages was granted on Satur- a general financial and brokerage business, day. Men were at once obtained and no He organized the Kansas City State bank difficulty has been experienced in getting in 1888, and has always served as its president. In 1896 he bought the Kansas City CHARLOTTE, N. C., Sept. 25 -All the Times, a venture that did not prove suc-

this afternoon upon an hour's notice, fol-checks on the Kansas City State bank lowing the refusal of the employers to were honored as fast as presented. There grant a demand for an eight-hour work was no show of commotion and Charles day. Half a dozen offices are affected, the Campbell, vice president of the Fidelity nost seriously being the Observer, the Trust company, stated that all checks Evening Chronicle, the Evening News and drawn on the closed bank would be paid the Observer Printing house. The Observer and Chronicle will appear without

Mr. Campbell declined to talk of the causes leading up to the closing of the Kansas City State bank.

test to the end the eight-hour movement. sign, Julius Shloss, Charles Bosworth and BUILDING FALLS IN BUFFALO ment to the Associated Press: Twenty Men Injured, Eight of Them Seriously, by Collapse of Partly

> BUFFALO, N. Y., Sept. 25 .- With a crash that could be heard for blocks a three-story brick building under course of construction on West Ferry street collapsed this afternoon, carrying down with it thirty bricklayers and carpenters who were at work in and on top of the structure.

Completed Structure.

interruption, a number of nonunion men

having been employed to take the places

of the strikers. The employing printers

of Charlotte announce that they will con-

A score of men were injured, eight of them seriously. They are: Harry Craig, skull fractured, internally njured, will die. Robert Deltchman, internally injured. Joseph B. Sander, badly bruised. Benjamin Holbel, cut and bruised.

of 310 West Ferry street. Morris & Allen running. had the contract for the masonry, and their men were working on the third story when the west wall went down, carrying with it a portion of the front of the building and

THINKS CUMMINS WILL RUN Victor Bender Expects Governor to Be a Candidate for a Third Term.

(From a Staffff Correspondent). WARHINGTON, Sept. 25 .- (Special Telegram) .- Victor Bender, editor of the Council Bluffs Nonparell, and wife are in Washbeen in New York attending the meeting of the Associated Press. Speaking of politics in Iowa, he said that he would be surprised if Governor Cummins would not be a candidate for re-election. As to the outcome of the nomination he refused to hazard a guess. Rural route No. 3 has been ordered es-

INSURANCE PROBE AT CHICAGO Preliminary 'nvestigation of Western Life Indemnity Company is Now in Progress.

tablished November 15 at Imogene, Fre-

mont county, Ia., serving 330 people and

sixty-six houses.

CHICAGO, Sept. 25 .- Preliminary inrestigation into the Western Life demnity company by the attorney general of Illinois with a view to bringing quo warranto proceedings has been begun. Assistant Attorney General W. H. Berrys same to Chicago today and was in cor sultation with Attorney Walter D. Hawk who complained to the department last week. Mr. Hawk is attorney for the Mooney estate of Laketon, Ind., which, it is claimed holds a \$4,000 policy against the Western

Movements of Ocean Vessels Sept. 25. At New York—Arrived: Astoria, from Glasgow: Minneapolis, from London; Ryn-dam, from Rotterdam; Finland, from Ant-

At Liverpool—Salled: Caledonian, Boston, Arrived: Southwark, from Baemen-Sailed: Main, from New Antwerp-Arrived: Belgium, from At Dover-Arrived: Kroonland, from New Glasgow-Arrived: Numidian, from

Gibraltar-Arrived-Romanic, from At Hamburg-Arrived: Moltke, from New

Voluntary Liquidation.

Frightens Depositors.

the Bank.

Collateral from Salmon Bank that

dred thousand dollars.

The last statement showed loans of \$4,000,foor at the opening hour today:

The Fidelity Trust company, which is capitalized at \$1,000,000, is considered one of

ROCHESTER, N. Y., Sept. Z.-A gen- of the city's money.

union printers employed by the newspapers | cessful, and in 1839 he sold the paper. and job offices of Charlotte went on strike At the Fidelity Trust company's bank

> Statement of President. Wiley O. Cox, president of the Kansas City State bank, made the following state-

The retirement of the Kanass City State bank from active business is voluntary. Our business has not been growing for son a time and we found it hard to hold our own with the larger institutions. In fact, it looks as if the banking business, as well as all other lines, is concentrating into the larger ones.

The condition of the business was thoroughly gone over by the board of directors oughly gone over by the board of directors.

oughly gone over by the board of directors and the conclusion was reached that it was and the conclusion was reached that it was not prospering as it ought to do in order to be profitable, and it was determined to go into voluntary liquidation. One plan which might have been adopted was to do our own liquidation, paying depositors on demand and taking on no new business. This would have proved very expensive, as it would have involved borrowing a large sum of money on the bank's paper in order to pay depositors at once, the force of clerks, office rent, etc. continuing practically the same as if the bank were running in the usual and ordinary way. Accordingly negotiations looking to the liquidation of the business through other banking in Benjamin Holbel, cut and bruised.
Frankcisco Jacoboni, cut and bruised.
Frank Hamm, boss carpenter, ankles sprained, cut and bruised.
Charles Popzehle, bruised about head and body.
The other workmen sustained cuts and bruises, but were able to go to their homes.
The building was owned by J. Crowley of 30 West Ferry street. Morris & Allen of 30 West Ferry street. Morris & Allen cut and bruises.

On retiring from the banking business. On retiring from the banking business, for the present, after an active career of many years, I cannot help feeling extremely proud that no depositor has ever failed to have his checks honored and paid on presentation at any bank with which I have been connected.

The Fidelity Trust company volunteered to pay the city treasurer the amount of the city's funds on deposits in the Kaneas City State bank, but the money was not withdrawn

Meeting of Directors.

The decision to liquidate was reached folowing a meeting of representatives of the clearing house banks. A thorough investigation of the accounts of the bank had been made, a carefully prepared statement of the resources and liabilities, checked in ington for a day or two. Mr. Bender has every detail and the collaterals held for loans appraised by financial experts. This was done at the request of the bank's officials, who were seeking a way to close the bank without placing in jeopardy one dollar of the depositors' money. Ever since the failure of the Salmon & Salmon bank at Ciniton, Mo., the bank's business had been on a decline. Many large depositors withdrew their accounts because of the fact that the bank had advanced the Salmons more than \$200,000 on collateral that is now said by bankers to be gilt-edged. At the time the value of the collateral was problematical and timid depositors hastened to close their accounts. This caused a heavy drain on the resources of the bank, and in order to avert trouble the officers of the institution decided upon liquidation as the easiest way out of a perplexing financial

tangle. GERMAN EVANGELICAL SYNOD

Quadrennial Conference Sends Great-

ing to President and Takes Action on Divorce Question. ROCHESTER, N. Y., Sept. 25 .- The quadnnial conference of the German Evangelical Synod of North America in seasion in this city sent the following greeting to

President Roosevelt today: Greetings on behalf of the general con-ference of the German Evangelical synod in quadrennial session at Rochester, N. Y. to you, Mr. President. Our Motto: Ephesians, xiiii f.

A declaration on the question of divorce was made today, as follows: The synod supports the biblical view of the question. Both frivolous divorce and imprudent marriages are to be consured severely. The remarriage of divorced per-sons should be regulated logically. The synod approves and desires uniform di-

vorce legislation for the United States In the matter of furloughs to ministers It was voted that district presidents could grant furloughs to ministers only because At Moville—Arrived; Furnessia, from of sickness, for pursuing advanced studies New York.

At Boulosne—Sailed: Pennsylvania, for be undertaken.